

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA,

v.

LAMARIO MILLS,

Defendant.

DECISION AND ORDER
19-CR-125-A

This case was referred to Magistrate Judge Jeremiah J. McCarthy pursuant to 28 U.S.C. § 636(b)(1) for the conduct of pretrial proceedings. On April 23, 2020, defendant Lamario Mills appeared before Magistrate Judge McCarthy and entered a plea of guilty to Count 35 of the Superseding Indictment which charges him with possession with intent to distribute, and to distribute, 500 grams or more of cocaine in violation of 21 U.S.C. § 841(a)(1).

Magistrate Judge McCarthy issued a Report and Recommendation (Dkt. No. 285) confirming his oral findings that defendant's plea of guilty was knowing, voluntary, and supported by a factual basis. It is hereby

ORDERED that, upon review of the transcript of the April 23, 2020, change-of-plea proceeding before the Magistrate Judge, and the Report and Recommendation, the Court finds that defendant Mills' plea of guilty was knowing, voluntary, and has a factual basis. Accordingly, defendant Mills' plea of guilty is accepted based upon the oral findings of the Magistrate Judge as confirmed in the written Report and Recommendation. Dkt. No. 285. The parties are directed to the

Court's forthcoming Text Order setting a date for sentencing and the submission of sentencing documents.

IT IS SO ORDERED.

/s/Richard J. Arcara
HONORABLE RICHARD J. ARCARA
UNITED STATES DISTRICT COURT

Dated: May 11, 2020